

TIVERTON TOWN COUNCIL

Regular Meeting: Monday, February 8, 2010 at 7:00 p.m.

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

DATE POSTED: 02-04-2010

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

**Donald Bollin-President
JoAnne Arruda-Vice President
Hannibal Costa
Louise Durfee**

**Jay Lambert
Cecil E. Leonard
Edward Roderick**

3. APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

4. A. BUSINESS BROUGHT BEFORE THE COUNCIL

CONSENT AGENDA:

- (C.A.) 1.** a. Approval of Minutes from Council Workshop January 19, 2010
b. Approval of Executive Session Minutes January 11, 2010 Meeting
c. Approval of Executive Session Minutes January 25, 2010 Meeting

- (C.A.) 2.** Receipt of Minutes from the Following Boards, Commissions
a. Tiverton Art's Council c. Open Space Commission
b. Harbor Commission d. Planning Board (2)

- (C.A.) 3.** Correspondence – Receive and File
a. Received from Town of North Kingstown – Resolution Supporting Purchase of Memorial Brick – National Guard Living Memorial at RI Veteran's Cemetery in Exeter
b. Received from Town of Jamestown – Resolution Opposing Proposed Amendments to Madeline Walker Bill
c. Received From City of Woonsocket – Resolution Requesting Support of General Assembly to Enact Legislation Requiring Public Employees to Pay Minimum of Twenty-five Percent Healthcare Costs

- (C.A.) 4.** Received From Treasurer – Communication of Internal Control Deficiencies Report From Auditor Parmelee, Poirier & Associates

- (C.A.) 5.** Received From Treasurer – Report on Sewer Interceptor Bond

- (C.A.) 6.** Received from Hoffman Engineering – Bay Street Residential Remediation Weekly Meeting Minutes from January 19, 2010

B –PUBLIC HEARING –ADVERTISED

1. Flood Plain Management Ordinance - Town Code Amendment to Chapter 67
a. Planning Board Report on Draft Town Code Amendment

C- BOARD OF LICENSING COMMISSIONERS

1. Robert W. Ramos, 654 Penn St, Fall River, Ma - Request Approval of Private Detective License – Subject to Meeting All Legal Requirements

D – FINANCIAL BUSINESS:

E - APPOINTMENTS & RESIGNATIONS:

1. Building Feasibility Committee – Schedule Council Interviews

F - UNFINISHED BUSINESS:

1. Councilor Durfee – Treasurer’s December 2009 Budget and Revenue Report – Continued From January 25th Meeting
2. Town Solicitor/Town Administrator – Town of Westerly Resolution Regarding Unfunded Mandates – Continued From January 25th Meeting

G - NEW BUSINESS:

1. Gareth Eames - Proposed Adoption of Amendment to Fee Resolution – Request Scheduling of Public Hearing on March 8,2010
2. Theresa Burke, Recreation Commission Co-coordinator – Request Permission to Advertise Summer Recreation Positions
3. Attorney Jeremiah Leary, Representing John Hasenjaeger – Request Sewer Extension
 - a. Letter of Support from Economic Development Commission
 - b. Letter of Support from the Planning Board
 - c. Statement of Support from Wastewater Management Commission
4. Tiverton Planning Board – Request for a Moratorium on Permits for Wind Energy Generators/Turbines
5. Town Administrator – Request Council Ratification of a one-year Extension to the IBPO Contract
6. Town Administrator – Request Council Ratification of a one-year Extension to the IAFF Contract

H – BIDS AND REQUESTS FOR PROPOSALS

I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS

1. Request to Unseal Executive Session Records by Tom Dalglish
 - a. Response From Town Solicitor

5. CLOSED EXECUTIVE SESSION

1. Town Solicitor - Litigation – 42-46-5(a) (2)
2. Town Administrator – 42-46-5(a)(6) – Prospective Business or Industry

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

6. ADJOURNMENT Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”